

ESTTA Tracking number: **ESTTA628517**

Filing date: **09/22/2014**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	Athleta, Inc.
Granted to Date of previous extension	09/21/2014
Address	2 Folsom Street San Francisco, CA 94105 UNITED STATES

Attorney information	James D. Weinberger Fross Zelnick Lehrman & Zissu, P.C. 866 United Nations Plaza 6th Floor New York, NY 10017 UNITED STATES jweinberger@fzlz.com Phone:(212) 813-5900
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### Applicant Information

Application No	86097195	Publication date	03/25/2014
Opposition Filing Date	09/22/2014	Opposition Period Ends	09/21/2014
Applicant	Sales, David 26841 Cale Hermosa Suite A Capistrano Beach, CA 92624 UNITED STATES		

### Goods/Services Affected by Opposition

Class 005. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Analgesic balm; Medical adhesive tape
Class 010. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Body rehabilitation apparatus for medical purposes; Compression socks for medical or therapeutic use; Exercise machines for therapeutic purposes; Foam rollers for use in physical therapy; Manually-operated exercise equipment for physical therapy purposes; Manually-operated resistance bands for physical therapy purposes; Manually-operated resistance tubing for physical therapy purposes; Medical and therapeutic device and apparatus, namely, a force and motion sensing apparatus and assisted exercise machine for the rehabilitation of ankle, knee, wrist, shoulder affected by neuromuscular diseases, disorders, or injuries for home or clinical use; Medical braces for ankle, knee, wrist, shoulder; Medical ice packs; Physical exercise apparatus, for medical purposes; Protective sleeves used with orthopedic bracing systems to protect skin from abrasions; Therapeutic hot and cold compression wraps; Therapeutic hot and cold therapy packs; Thermal packs for first aid purposes

### Applicant Information

Application No	86098697	Publication date	03/25/2014
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Opposition Filing Date	09/22/2014	Opposition Period Ends	
Applicant	Sales, David 26841 Calle Hermosa Suite A Capistrano Beach, CA 92624 UNITED STATES		


## Goods/Services Affected by Opposition


Class 005. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Analgesic balm; Medical adhesive tape
Class 010. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Body rehabilitation apparatus for medical purposes; Compression socks for medical or therapeutic use; Exercise machines for therapeutic purposes; Foam rollers for use in physical therapy; Manually-operated exercise equipment for physical therapy purposes; Manually-operated resistance bands for physical therapy purposes; Manually-operated resistance tubing for physical therapy purposes; Medical and therapeutic device and apparatus, namely, a force and motion sensing apparatus and assisted exercise machine for the rehabilitation of hands and wrists, feet and ankles, knees and shoulders affected by neuromuscular diseases, disorders, or injuries for home or clinical use; Medical braces for hands and wrists, feet and ankles, knees and shoulders; Medical ice packs; Physical exercise apparatus, for medical purposes; Protective sleeves used with orthopedic bracing systems to protect skin from abrasions; Therapeutic hot and cold compression wraps; Therapeutic hot and cold therapy packs; Thermal packs for first aid purposes

## Grounds for Opposition


Priority and likelihood of confusion	Trademark Act section 2(d)
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## Marks Cited by Opposer as Basis for Opposition


U.S. Registration No.	2427769	Application Date	12/12/1997
Registration Date	02/13/2001	Foreign Priority Date	NONE
Word Mark	ATHLETA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 1998/05/00 First Use In Commerce: 1998/05/00 mail order services featuring sportswear apparel and computerized online retail services in the field of sportswear apparel		
U.S. Registration No.	2427933	Application Date	02/25/1999

Registration Date	02/13/2001	Foreign Priority Date	NONE
Word Mark	ATHLETA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 1998/05/00 First Use In Commerce: 1998/05/00 Mail order services and computerized online retail services in the field of athletic apparel, athletic accessories, and athletic equipment		

U.S. Registration No.	2474894	Application Date	02/25/1999
Registration Date	08/07/2001	Foreign Priority Date	NONE
Word Mark	ATHLETA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 025. First use: First Use: 1998/05/00 First Use In Commerce: 1998/05/00 Athletic apparel, namely, caps, shorts, pants, shirts, jackets, vests, bras, swim-wear, and under wear		

U.S. Registration No.	3931195	Application Date	09/16/2008
Registration Date	03/15/2011	Foreign Priority Date	NONE
Word Mark	ATHLETA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 018. First use: First Use: 2010/01/01 First Use In Commerce: 2010/01/01 handbags; purses; backpacks; book bags; tote bags; messenger bags; all purpose sport bags; beach bags; duffel bags; general purpose bags for carrying yoga equipment		

U.S. Registration No.	3931215	Application Date	09/16/2008
Registration Date	03/15/2011	Foreign Priority Date	NONE
Word Mark	ATHLETA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 2010/08/04 First Use In Commerce: 2010/08/04 Personal exercise mats		

U.S. Registration No.	3931221	Application Date	10/19/2006
Registration Date	03/15/2011	Foreign Priority Date	NONE
Word Mark	ATHLETA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 035. First use: First Use: 1998/05/01 First Use In Commerce: 1998/05/01 Retail store services in the field of athletic apparel, athletic accessories, athletic equipment, sportswear, clothing,namely, tops, t-shirts, shirts, blouses, bottoms, shorts, pants, jackets, sweaters, shorts, vests, bras, swimwear, and underwear; headwear; footwear, headwear,athletic bags, tote bags, sports bags, backpacks, duffle bags and all-purpose carrying bags		


U.S. Registration No.	3971029	Application Date	01/28/2009
Registration Date	05/31/2011	Foreign Priority Date	NONE
Word Mark	ATHLETA		

Design Mark	<b>ATHLETA</b>
Description of Mark	NONE
Goods/Services	Class 035. First use: First Use: 1998/05/00 First Use In Commerce: 1998/05/00 Advertising and marketing services, namely, issuing gift cards and gift certificates that may then be redeemed for goods; customer loyalty services and customer club services, for commercial, promotional and/or advertising purposes; retailstore services featuring clothing, footwear, headwear, accessories, bags, athletic accessories and athletic equipment; On-line retail store services and mail order services featuring clothing, footwear, headwear, accessories, bags, athletic accessories and athletic equipment

U.S. Registration No.	4202561	Application Date	09/16/2008
Registration Date	09/04/2012	Foreign Priority Date	NONE
Word Mark	ATHLETA		
Design Mark	<b>ATHLETA</b>		
Description of Mark	NONE		
Goods/Services	Class 028. First use: First Use: 2007/08/31 First Use In Commerce: 2007/08/31 bags and cases specially adapted for sports equipment		

U.S. Registration No.	4372492	Application Date	12/20/2012
Registration Date	07/23/2013	Foreign Priority Date	NONE
Word Mark	ATHLETA		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 016. First use: First Use: 1998/07/31 First Use In Commerce: 1998/07/31 Catalogs in the fields of clothing, shoes, hats, clothing accessories, hair accessories, bags, exercise equipment and water bottles

U.S. Registration No.	4372624	Application Date	02/04/2013
Registration Date	07/23/2013	Foreign Priority Date	NONE
Word Mark	ATHLETA		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 026. First use: First Use: 2007/04/01 First Use In Commerce: 2007/04/01 Hair accessories, namely, hair bands		

U.S. Registration No.	4445489	Application Date	01/28/2009
Registration Date	12/10/2013	Foreign Priority Date	NONE
Word Mark	ATHLETA		

Design Mark	
Description of Mark	NONE
Goods/Services	Class 025. First use: First Use: 1998/05/00 First Use In Commerce: 1998/05/00 Clothing, namely, tops, bottoms, skirts, jackets, vests, swimwear, hooded sweat-shirts, dresses, tights, belts, gloves, loungewear, neckwear, undergarments, tennis wear; headwear

Attachments	75404598#TMSN.png( bytes ) 75649576#TMSN.png( bytes ) 76692908#TMSN.png( bytes ) 76979107#TMSN.png( bytes ) 77025354#TMSN.png( bytes ) 77658574#TMSN.png( bytes ) 76692907#TMSN.png( bytes ) 85807343#TMSN.png( bytes ) 85840311#TMSN.png( bytes ) 77658509#TMSN.png( bytes ) F1531361.pdf(170325 bytes )
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### Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/s/ James D. Weinberger
Name	James D. Weinberger
Date	09/22/2014

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Application Serial Nos. 86/097,195 and 86/098,697  
Published in the *Official Gazette* on March 25, 2014

ATHLETA, INC.,

Opposer,

-against-

DAVID SALES,

Applicant.

**NOTICE OF OPPOSITION**

Opposer Athleta, Inc. (“Opposer”), a Delaware corporation with its principal place of business at 2 Folsom Street, San Francisco, California 94114, believes that it would be damaged by the issuance of a registration for the trademarks ATHLETIKA and ATHLETIKA SP in International Classes 5 and 10 as applied for in Application Serial Nos. 86/097,195 and 86/098,697 (collectively, the “Applications” and each individually, an “Application”) filed on October 21, 2013 and October 22, 2013, respectively, by David Sales (“Applicant”), and therefore opposes the same. The specific grounds for this opposition are as follows:

**FACTS**

A. **Opposer and Its ATHLETA Mark**

1. Opposer, one of the premier brands in the women’s sports and active apparel markets, has marketed and sold a range of athletic apparel and gear and related goods and services under the trademark ATHLETA (the “ATHLETA Mark”) since its founding in 1998.

2. Opposer has extensively used and promoted the ATHLETA Mark. Through this extensive promotion and use, and the success of Opposer's offerings under the ATHLETA Mark, Opposer's ATHLETA Mark has come to represent enormous goodwill of Opposer.

3. Dating to long before any date upon which Applicant can rely, Opposer's ATHLETA Mark has become uniquely identified with Opposer and has come to identify the goods and services of Opposer exclusively.

4. In addition to the common law rights accruing to Opposer in the ATHLETA Mark, Opposer owns numerous federal registrations for the ATHLETA Mark, including the following:

<u><i>Mark</i></u>	<u><i>Reg'n No.</i></u>	<u><i>Class and Goods</i></u>
ATHLETA	2427769	Class 35: mail order services featuring sportswear apparel and computerized online retail services in the field of sportswear apparel
ATHLETA	2427933	Class 35: Mail order services and computerized online retail services in the field of athletic apparel, athletic accessories, and athletic equipment
ATHLETA	2474894	Class 25: Athletic apparel, namely, caps, shorts, pants, shirts, jackets, vests, bras, swimwear, and under wear
ATHLETA	3931195	Class 18: handbags; purses; backpacks; book bags; tote bags; messenger bags; all purpose sport bags; beach bags; duffel bags; general purpose bags for carrying yoga equipment
ATHLETA	3931215	Class 28: Personal exercise mats
ATHLETA	3931221	Class 35: Retail store services in the field of athletic apparel, athletic accessories, athletic equipment, sportswear, clothing, namely, tops, t-shirts, shirts, blouses, bottoms, shorts, pants, jackets, sweaters, shorts, vests, bras, swimwear, and underwear; headwear; footwear, headwear, athletic bags, tote bags, sports bags, backpacks, duffel bags and all-purpose carrying bags

<u>Mark</u>	<u>Reg'n No.</u>	<u>Class and Goods</u>
ATHLETA	3971029	Class 35: Advertising and marketing services, namely, issuing gift cards and gift certificates that may then be redeemed for goods; customer loyalty services and customer club services, for commercial, promotional and/or advertising purposes; retail store services featuring clothing, footwear, headwear, accessories, bags, athletic accessories and athletic equipment; On-line retail store services and mail order services featuring clothing, footwear, headwear, accessories, bags, athletic accessories and athletic equipment
ATHLETA	4202561	Class 28: bags and cases specially adapted for sports equipment
ATHLETA	4372492	Class 16: Catalogs in the fields of clothing, shoes, hats, clothing accessories, hair accessories, bags, exercise equipment and water bottles
ATHLETA	4372624	Class 26: Hair accessories, namely, hair bands
ATHLETA	4445489	Class 25: Clothing, namely, tops, bottoms, skirts, jackets, vests, swimwear, hooded sweat shirts, dresses, tights, belts, gloves, loungewear, neckwear, undergarments, tennis wear; headwear

Printouts from the United States Patent and Trademark Office's TSDR database showing the current status and title of Opposer's Registrations are attached as Exhibit A. These registrations are valid, subsisting and in full force and effect, and constitute evidence of the validity of the marks and of Opposer's exclusive right to use them on the goods and services identified in the registrations. In addition, Registration Nos. 2427769, 2427933, 2474894 are incontestable pursuant to 15 U.S.C. § 1065, and thus constitutes conclusive evidence of Opposer's exclusive rights for the ATHLETA Mark for the recited goods.

B. Applicant's Applications for ATHLETIKA and ATHLETIKA SP

5. Upon information and belief, Applicant is an individual with an address at 26841 Calle Hermosa, Suite A, Capistrano Beach California 92624.

6. On or about October 21, 2014, Applicant filed the Applications to register the marks ATHLETIKA and ATHLETIKA SP in connection with the following goods on an intent-to-use basis:

- “Analgesic balm; Medical adhesive tape” in Int. Cl. 5;
- “Body rehabilitation apparatus for medical purposes; Compression socks for medical or therapeutic use; Exercise machines for therapeutic purposes; Foam rollers for use in physical therapy; Manually-operated exercise equipment for physical therapy purposes; Manually-operated resistance bands for physical therapy purposes; Manually-operated resistance tubing for physical therapy purposes; Medical and therapeutic device and apparatus, namely, a force and motion sensing apparatus and assisted exercise machine for the rehabilitation of ankle, knee, wrist, shoulder affected by neuromuscular diseases, disorders, or injuries for home or clinical use; Medical braces for ankle, knee, wrist, shoulder; Medical ice packs; Physical exercise apparatus, for medical purposes; Protective sleeves used with orthopedic bracing systems to protect skin from abrasions; Therapeutic hot and cold compression wraps; Therapeutic hot and cold therapy packs; Thermal packs for first aid purposes” in Int. Cl. 10; and
- “Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Boxer shorts; Compression garments for athletic or other non-medical use, namely, socks, shirts, shorts, pants; Hats; Headwear; Socks; T-shirts; Underwear” in Int. Cl. 25.<sup>1</sup>

7. On or about October 22, 2014, Applicant filed the Application to register the mark ATHLETIKA SP in connection with the following goods on an intent-to-use basis:

- “Analgesic balm; Medical adhesive tape” in Int. Cl. 5;
- “Body rehabilitation apparatus for medical purposes; Compression socks for medical or therapeutic use; Exercise machines for therapeutic purposes; Foam rollers for use in physical therapy; Manually-operated exercise equipment for physical therapy purposes; Manually-operated resistance bands for physical therapy purposes; Manually-operated resistance tubing for physical therapy purposes; Medical and therapeutic device and apparatus, namely, a force and motion sensing apparatus and assisted exercise machine for the rehabilitation of hands and wrists, feet and ankles, knees and shoulders affected by neuromuscular diseases, disorders, or injuries for home or clinical use; Medical braces for hands and wrists, feet and ankles, knees and shoulders; Medical ice packs; Physical exercise apparatus, for medical purposes; Protective sleeves used with orthopedic

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<sup>1</sup> Applicant has since deleted his Class 25 goods from the Application.

bracing systems to protect skin from abrasions; Therapeutic hot and cold compression wraps; Therapeutic hot and cold therapy packs; Thermal packs for first aid purposes” in Int. Cl. 10; and

- “Athletic apparel, namely, shirts, pants, jackets, footwear, hats and caps, athletic uniforms; Boxer shorts; Compression garments for athletic or other non-medical use, namely, socks, shirts, shorts, and pants; Hats; Headwear; Socks; T-shirts; Underwear” in Int. Cl. 25.<sup>2</sup>

8. Applicant is not connected to Opposer in any way, and has not been authorized by Opposer to use the marks ATHLETIKA and ATHLETIKA SP.

9. Upon information and belief, Opposer’s rights in its ATHLETA Mark are prior and superior to any rights Applicant may claim in the marks ATHLETIKA and ATHLETIKA SP.

10. At the time that Applicant filed the Applications herein opposed, Applicant was on constructive notice of Opposer’s prior and exclusive rights in the ATHLETA Mark by virtue of Opposer’s federal registrations, pursuant to Section 22 of the Lanham Act, 15 U.S.C. § 1072.

11. Upon information and belief, at the time that Applicant filed the Applications herein opposed, Applicant had actual knowledge of Opposer’s prior and exclusive rights in the ATHLETA Mark as a result of Opposer’s extensive use of the ATHLETA Mark.

12. Consumers encountering goods sold under Applicant’s ATHLETIKA and ATHLETIKA SP marks in the marketplace are likely to believe, falsely, that Applicant’s goods emanate from or are approved by Opposer.

13. Registration to Applicant of the ATHLETIKA and ATHLETIKA SP marks would be inconsistent with Opposer’s prior exclusive rights in the ATHLETA Mark, and would threaten destruction of Opposer’s investment and goodwill in its longstanding and valuable ATHLETA Mark.

14. Consumers are likely to be deceived into falsely believing that the goods offered by Applicant under the ATHLETIKA and ATHLETIKA SP marks originate with or are approved or authorized by Opposer, or that there is some relationship between Applicant and Opposer. Any use of the ATHLETIKA and ATHLETIKA SP marks by Applicant in connection with the goods specified in the Applications is therefore likely to cause confusion, cause mistake, or to deceive consumers in violation of Section 2(d) of the Lanham Act, 15 U.S.C. § 1052(d).

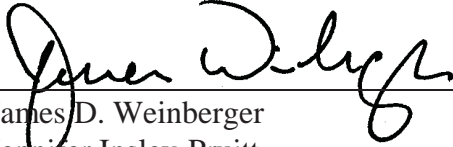
15. As a result of the foregoing, Opposer will be damaged by registration of the ATHLETIKA and ATHLETIKA SP marks to Applicant.

WHEREFORE, it is respectfully requested that this opposition be sustained and that the registration sought by Application Serial Nos. 86/097,195 and 86/098,697 be denied.

Respectfully submitted,

Dated: New York, New York  
September 22, 2014

FROSS ZELNICK LEHRMAN & ZISSU, P.C.

By:   
James D. Weinberger  
Jennifer Insley-Pruitt  
866 United Nations Plaza  
New York, New York 10017  
Tel: (212) 813-5900  
Email: jweinberger@frosszelnick.com  
jinsley-pruitt@frosszelnick.com

*Attorneys for Opposer Athleta, Inc.*

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<sup>2</sup> Applicant has since deleted his Class 25 goods from the Application.

# EXHIBIT A

Generated on: This page was generated by TSDR on 2014-09-22 14:54:05 EDT

Mark: ATHLETA

**ATHLETA**

US Serial Number: 75404598

Application Filing Date: Dec. 12, 1997

US Registration Number: 2427769

Registration Date: Feb. 13, 2001

Register: Principal

Mark Type: Service Mark

Status: The registration has been renewed.

Status Date: Aug. 07, 2010

Publication Date: Nov. 21, 2000

## Mark Information

Mark Literal Elements: ATHLETA

Standard Character Claim: No

Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

Translation: The word "ATHLETA" in the mark means "athlete".

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: mail order services featuring sportswear apparel and computerized online retail services in the field of sportswear apparel

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: May 1998

Use in Commerce: May 1998

## Basis Information (Case Level)

Filed Use: No

Currently Use: Yes

Amended Use: No

Filed ITU: Yes

Currently ITU: No

Amended ITU: No

Filed 44D: No

Currently 44D: No

Amended 44D: No

Filed 44E: No

Currently 44E: No

Amended 44E: No

Filed 66A: No

Currently 66A: No

Filed No Basis: No

Currently No Basis: No

## Current Owner(s) Information

Owner Name: ATHLETA, INC.

Owner Address: 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

Legal Entity Type: CORPORATION

State or Country Where  
Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Julia Kripke

Attorney Primary Email [jp@gap.com](mailto:jp@gap.com)  
Address:

Attorney Email Yes  
Authorized:

### Correspondent

Correspondent Julia Kripke

**Name/Address:** The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

**Phone:** 415-427-5575

**Fax:** 415-427-2166

**Correspondent e-mail:** [jp@gap.com](mailto:jp@gap.com)

**Correspondent e-mail** Yes  
**Authorized:**

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 17, 2013	NOTICE OF SUIT	
Jan. 22, 2013	NOTICE OF SUIT	
Aug. 07, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	71378
Aug. 07, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jul. 26, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	71378
Jul. 23, 2010	TEAS SECTION 8 & 9 RECEIVED	
Nov. 06, 2008	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Nov. 06, 2008	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Oct. 20, 2008	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 20, 2008	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 30, 2007	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 30, 2007	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug. 08, 2007	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 14, 2007	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Feb. 14, 2007	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Jan. 10, 2007	CASE FILE IN TICRS	
Jun. 06, 2006	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	59807
Jun. 06, 2006	ASSIGNED TO PARALEGAL	59807
Mar. 20, 2006	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Mar. 20, 2006	PAPER RECEIVED	
Feb. 13, 2001	REGISTERED-PRINCIPAL REGISTER	
Nov. 21, 2000	PUBLISHED FOR OPPOSITION	
Oct. 20, 2000	NOTICE OF PUBLICATION	
Jul. 27, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jul. 27, 2000	USE AMENDMENT ACCEPTED	
Apr. 20, 2000	LETTER OF SUSPENSION MAILED	
Mar. 31, 2000	AMENDMENT TO USE PROCESSING COMPLETE	
Feb. 29, 2000	USE AMENDMENT FILED	
Aug. 31, 1999	NON-FINAL ACTION MAILED	
Jul. 26, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 15, 1999	FINAL REFUSAL MAILED	
Mar. 08, 1999	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Jan. 13, 1999	UNRESPONSIVE/DUPLICATE PAPER RECEIVED	
Sep. 15, 1998	NON-FINAL ACTION MAILED	
Sep. 09, 1998	ASSIGNED TO EXAMINER	70729

## Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Feb. 13, 2011

### TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Aug. 07, 2010

### Assignment Abstract Of Title Information

#### Summary

Total Assignments: 6

Registrant: ATHLETA CORPORATION

#### Assignment 1 of 6

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [1890/0180](#)

Pages: 6

Date Recorded: Apr. 22, 1999

Supporting Documents: [assignment-tm-1890-0180.pdf](#)

#### Assignor

Name: [ATHLETA CORPORATION](#)

Execution Date: Mar. 16, 1999

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

#### Assignee

Name: [ATHLETA LLC](#)

Legal Entity Type: CALIFORNIA LIMITED LIABILITY COMPANY

State or Country Where Organized: No Place Where Organized Found

Address: 1610 CORPORATE CIRCLE  
PETALUMA, CALIFORNIA 94954

#### Correspondent

Correspondent Name: HYNAC & ASSOCIATES, PC

Correspondent Address: MICHAEL J. HYNAC  
812 S. COURTHOUSE ROAD  
ARLINGTON, VA 22204

Domestic Representative - Not Found

#### Assignment 2 of 6

Conveyance: CORRECT RECORDATION AT REL 1890, FRAME 0180

Reel/Frame: [2076/0458](#)

Pages: 6

Date Recorded: Oct. 15, 1999

Supporting Documents: [assignment-tm-2076-0458.pdf](#)

#### Assignor

Name: [ATHLETA LLC](#)

Execution Date: Mar. 16, 1999

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

#### Assignee

Name: [ATHLETA CORPORATION](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Address: 1610 CORPORATE CIRCLE  
PEMLAMN, CALIFORNIA 94954

#### Correspondent

Correspondent Name: HYNAC & ASSOCIATES, PC

Correspondent Address: MICHAEL J. HYNAC  
812 S. COURTHOUSE ROAD  
ARLINGTON, VA 22204

Domestic Representative - Not Found

#### Assignment 3 of 6

**Conveyance:** CORRECTIVE ASSIGNMENT TO CORRECT THE ASSIGNEE AND ASSIGNOR PREVIOUSLY RECORDED AT REEL 1890 FRAME 0180.

**Reel/Frame:** [2093/0665](#)

**Pages:** 7

**Date Recorded:** Jun. 28, 2000

**Supporting Documents:** [assignment-tm-2093-0665.pdf](#)

**Assignor**

**Name:** [ATHLETA LLC](#)

**Execution Date:** Mar. 16, 1999

**Legal Entity Type:** CALIFORNIA LIMITED LIABILITY COMPANY

**State or Country Where Organized:** No Place Where Organized Found

**Assignee**

**Name:** [ATHLETA CORPORATION](#)

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** CALIFORNIA

**Address:** 1610 CORPORATE CIRCLE  
PETULAMA, CALIFORNIA 94954

**Correspondent**

**Correspondent Name:** HYNAC & ASSOCIATES, PC

**Correspondent Address:** MICHAEL J. HYNAC  
812 S. COURTHOUSE ROAD  
ARLINGTON, VA 22204

**Domestic Representative - Not Found**

**Assignment 4 of 6**

**Conveyance:** SECURITY INTEREST

**Reel/Frame:** [2922/0710](#)

**Pages:** 18

**Date Recorded:** Aug. 25, 2004

**Supporting Documents:** [assignment-tm-2922-0710.pdf](#)

**Assignor**

**Name:** [ATHLETA CORPORATION](#)

**Execution Date:** Jul. 12, 2004

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** CALIFORNIA

**Assignee**

**Name:** [RICHMOND I, LLC](#)

**Legal Entity Type:** LIMITED LIABILITY COMPANY

**State or Country Where Organized:** DELAWARE

**Address:** 10563 BRUNSWICK ROAD,  
STE. 7  
GRASS VALLEY,, CALIFORNIA 95945

**Correspondent**

**Correspondent Name:** INNA TSIMERMAN, SEYFARTH SHAW LLP

**Correspondent Address:** 55 E. MONROE STREET  
SUITE 4300  
CHICAGO, IL 60603

**Domestic Representative - Not Found**

**Assignment 5 of 6**

**Conveyance:** ASSIGNS THE ENTIRE INTEREST

**Reel/Frame:** [3246/0571](#)

**Pages:** 4

**Date Recorded:** Feb. 10, 2006

**Supporting Documents:** [assignment-tm-3246-0571.pdf](#)

**Assignor**

**Name:** [ATHLETA CORPORATION](#)

**Execution Date:** Jan. 12, 2006

**Legal Entity Type:** A CALIFORNIA CORPORATION

**State or Country Where Organized:** No Place Where Organized Found

**Assignee**

**Name:** [ATHLETA, INC.](#)

**Legal Entity Type:** A DELAWARE CORPORATION

**State or Country Where Organized:** No Place Where Organized Found

**Address:** 1622 CORPORATE CIRCLE  
PETALUMA, CALIFORNIA 94954

**Correspondent**

**Correspondent Name:** MARY L. SHAPIRO, ESQ.

**Correspondent Address:** TOWNSEND AND TOWNSEND AND CREW LLP

TWO EMBARCADERO CENTER, 8TH FLOOR  
SAN FRANCISCO, CA 94111

**Domestic Representative - Not Found**

**Assignment 6 of 6**

**Conveyance:** SECURITY AGREEMENT

**Reel/Frame:** [3593/0066](#)

**Pages:** 14

**Date Recorded:** Aug. 02, 2007

**Supporting Documents:** [assignment-tm-3593-0066.pdf](#)

**Assignor**

**Name:** [ATHLETA, INC.](#)

**Execution Date:** Jul. 25, 2007

**Legal Entity Type:** CORPORATION

**State or Country Where  
Organized:** No Place Where Organized Found

**Assignee**

**Name:** [WELLS FARGO HSBC TRADE BANK, NATIONAL ASSOCIATION](#)

**Legal Entity Type:** NATIONAL ASSOCIATION

**State or Country Where  
Organized:** No Place Where Organized Found

**Address:** 1 FRONT STREET  
21ST FLOOR MAC A0195-213  
SAN FRANCISCO, CALIFORNIA 94111-5325

**Correspondent**

**Correspondent Name:** JENIE OH

**Correspondent Address:** 333 SOUTH GRAND AVE,  
SUITE 1040  
LOS ANGELES, CA 90071

**Domestic Representative - Not Found**

Generated on: This page was generated by TSDR on 2014-09-22 15:00:58 EDT

Mark: ATHLETA

**ATHLETA**

US Serial Number: 75649576      Application Filing Date: Feb. 25, 1999  
US Registration Number: 2427933      Registration Date: Feb. 13, 2001  
Register: Principal  
Mark Type: Service Mark  
Status: The registration has been renewed.  
Status Date: Jan. 19, 2011  
Publication Date: Nov. 21, 2000

## Mark Information

Mark Literal Elements: ATHLETA  
Standard Character Claim: No  
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)  
Translation: The word "ATHLETA" in the mark means "athlete".  
Acquired Distinctiveness Claim: In whole

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: Mail order services and computerized online retail services in the field of athletic apparel, athletic accessories, and athletic equipment  
International Class(es): 035 - Primary Class      U.S Class(es): 100, 101, 102  
Class Status: ACTIVE  
Basis: 1(a)  
First Use: May 1998      Use in Commerce: May 1998

## Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: ATHLETA, INC.  
Owner Address: 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES  
Legal Entity Type: CORPORATION      State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Julia Kripke  
Attorney Primary Email Address: [jp@gap.com](mailto:jp@gap.com)      Attorney Email Authorized: Yes

**Correspondent**

**Correspondent Name/Address:** Julia Kripke  
The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

**Phone:** 415-427-5575

**Fax:** 415-427-2166

**Correspondent e-mail:** [ip@gap.com](mailto:ip@gap.com)

**Correspondent e-mail** Yes  
**Authorized:**

**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 17, 2013	NOTICE OF SUIT	
Jan. 22, 2013	NOTICE OF SUIT	
Jan. 19, 2011	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	75184
Jan. 19, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jan. 15, 2011	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	75184
Jan. 10, 2011	TEAS SECTION 8 & 9 RECEIVED	
Nov. 06, 2008	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Nov. 06, 2008	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Oct. 20, 2008	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 20, 2008	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 30, 2007	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 30, 2007	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug. 08, 2007	ASSIGNMENT OF OWNERSHIP NOT UPDATED AUTOMATICALLY	
Feb. 14, 2007	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Feb. 14, 2007	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Dec. 08, 2006	CASE FILE IN TICRS	
Jun. 06, 2006	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	59807
Jun. 06, 2006	ASSIGNED TO PARALEGAL	59807
Mar. 20, 2006	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Mar. 20, 2006	PAPER RECEIVED	
Feb. 13, 2001	REGISTERED-PRINCIPAL REGISTER	
Nov. 21, 2000	PUBLISHED FOR OPPOSITION	
Oct. 20, 2000	NOTICE OF PUBLICATION	
Jul. 27, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 20, 2000	LETTER OF SUSPENSION MAILED	
Feb. 29, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 31, 1999	NON-FINAL ACTION MAILED	
Aug. 26, 1999	ASSIGNED TO EXAMINER	70729
Aug. 23, 1999	ASSIGNED TO EXAMINER	59959

**Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

Renewal Date: Feb. 13, 2011

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 19, 2011

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 6

Registrant: ATHLETA CORPORATION

### Assignment 1 of 6

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [1890/0180](#)

Pages: 6

Date Recorded: Apr. 22, 1999

Supporting Documents: [assignment-tm-1890-0180.pdf](#)

### Assignor

Name: [ATHLETA CORPORATION](#)

Execution Date: Mar. 16, 1999

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

### Assignee

Name: [ATHLETA LLC](#)

Legal Entity Type: CALIFORNIA LIMITED LIABILITY COMPANY

State or Country Where Organized: No Place Where Organized Found

Address: 1610 CORPORATE CIRCLE  
PETALUMA, CALIFORNIA 94954

### Correspondent

Correspondent Name: HYNAC & ASSOCIATES, PC

Correspondent Address: MICHAEL J. HYNAC  
812 S. COURTHOUSE ROAD  
ARLINGTON, VA 22204

### Domestic Representative - Not Found

### Assignment 2 of 6

Conveyance: CORRECT RECORDATION AT REL 1890, FRAME 0180

Reel/Frame: [2076/0458](#)

Pages: 6

Date Recorded: Oct. 15, 1999

Supporting Documents: [assignment-tm-2076-0458.pdf](#)

### Assignor

Name: [ATHLETA LLC](#)

Execution Date: Mar. 16, 1999

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where Organized: CALIFORNIA

### Assignee

Name: [ATHLETA CORPORATION](#)

Legal Entity Type: CORPORATION

State or Country Where Organized: CALIFORNIA

Address: 1610 CORPORATE CIRCLE  
PEMLAMN, CALIFORNIA 94954

### Correspondent

Correspondent Name: HYNAC & ASSOCIATES, PC

Correspondent Address: MICHAEL J. HYNAC  
812 S. COURTHOUSE ROAD  
ARLINGTON, VA 22204

### Domestic Representative - Not Found

### Assignment 3 of 6

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE ASSIGNEE AND ASSIGNOR PREVIOUSLY RECORDED AT REEL 1890 FRAME 0180.

Reel/Frame: [2093/0665](#)

Pages: 7

Date Recorded: Jun. 28, 2000

Supporting Documents: [assignment-tm-2093-0665.pdf](#)

### Assignor

Name: [ATHLETA LLC](#) Execution Date: Mar. 16, 1999  
Legal Entity Type: CALIFORNIA LIMITED LIABILITY COMPANY State or Country Where Organized: No Place Where Organized Found

**Assignee**

Name: [ATHLETA CORPORATION](#)  
Legal Entity Type: CORPORATION State or Country Where Organized: CALIFORNIA  
Address: 1610 CORPORATE CIRCLE  
PETULAMA, CALIFORNIA 94954

**Correspondent**

Correspondent Name: HYNAC & ASSOCIATES, PC  
Correspondent Address: MICHAEL J. HYNAC  
812 S. COURTHOUSE ROAD  
ARLINGTON, VA 22204

**Domestic Representative - Not Found**

**Assignment 4 of 6**

Conveyance: SECURITY INTEREST  
Reel/Frame: [2922/0710](#) Pages: 18  
Date Recorded: Aug. 25, 2004  
Supporting Documents: [assignment-tm-2922-0710.pdf](#)

**Assignor**

Name: [ATHLETA CORPORATION](#) Execution Date: Jul. 12, 2004  
Legal Entity Type: CORPORATION State or Country Where Organized: CALIFORNIA

**Assignee**

Name: [RICHMOND I, LLC](#)  
Legal Entity Type: LIMITED LIABILITY COMPANY State or Country Where Organized: DELAWARE  
Address: 10563 BRUNSWICK ROAD,  
STE. 7  
GRASS VALLEY,, CALIFORNIA 95945

**Correspondent**

Correspondent Name: INNA TSIMERMAN, SEYFARTH SHAW LLP  
Correspondent Address: 55 E. MONROE STREET  
SUITE 4300  
CHICAGO, IL 60603

**Domestic Representative - Not Found**

**Assignment 5 of 6**

Conveyance: ASSIGNS THE ENTIRE INTEREST  
Reel/Frame: [3246/0571](#) Pages: 4  
Date Recorded: Feb. 10, 2006  
Supporting Documents: [assignment-tm-3246-0571.pdf](#)

**Assignor**

Name: [ATHLETA CORPORATION](#) Execution Date: Jan. 12, 2006  
Legal Entity Type: A CALIFORNIA CORPORATION State or Country Where Organized: No Place Where Organized Found

**Assignee**

Name: [ATHLETA, INC.](#)  
Legal Entity Type: A DELAWARE CORPORATION State or Country Where Organized: No Place Where Organized Found  
Address: 1622 CORPORATE CIRCLE  
PETALUMA, CALIFORNIA 94954

**Correspondent**

Correspondent Name: MARY L. SHAPIRO, ESQ.  
Correspondent Address: TOWNSEND AND TOWNSEND AND CREW LLP  
TWO EMBARCADERO CENTER, 8TH FLOOR  
SAN FRANCISCO, CA 94111

**Domestic Representative - Not Found**

**Assignment 6 of 6**

Conveyance: SECURITY AGREEMENT  
Reel/Frame: [3593/0066](#) Pages: 14

**Date Recorded:** Aug. 02, 2007

**Supporting Documents:** [assignment-tm-3593-0066.pdf](#)

**Assignor**

**Name:** [ATHLETA, INC.](#)

**Execution Date:** Jul. 25, 2007

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** No Place Where Organized Found

**Assignee**

**Name:** [WELLS FARGO HSBC TRADE BANK, NATIONAL ASSOCIATION](#)

**Legal Entity Type:** NATIONAL ASSOCIATION

**State or Country Where Organized:** No Place Where Organized Found

**Address:** 1 FRONT STREET  
21ST FLOOR MAC A0195-213  
SAN FRANCISCO, CALIFORNIA 94111-5325

**Correspondent**

**Correspondent Name:** JENIE OH

**Correspondent Address:** 333 SOUTH GRAND AVE,  
SUITE 1040  
LOS ANGELES, CA 90071

**Domestic Representative - Not Found**

**Generated on:** This page was generated by TSDR on 2014-09-22 15:01:14 EDT

**Mark:** ATHLETA

**US Serial Number:** 75649575

**Application Filing Date:** Feb. 25, 1999

**US Registration Number:** 2474894

**Registration Date:** Aug. 07, 2001

**Register:** Principal

**Mark Type:** Trademark

**Status:** The registration has been renewed.

**Status Date:** Jun. 09, 2011

**Publication Date:** May 15, 2001

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## Mark Information

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**Mark Literal Elements:** ATHLETA

**Standard Character Claim:** No

**Mark Drawing Type:** 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

**Translation:** The English translation of "ATHLETA" is "ATHLETE".

**Acquired Distinctiveness Claim:** In whole

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## Goods and Services

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**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

**For:** Athletic apparel, namely, caps, shorts, pants, shirts, jackets, vests, bras, swimwear, and under wear

**International Class(es):** 025 - Primary Class

**U.S Class(es):** 022, 039

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** May 1998

**Use in Commerce:** May 1998

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## Basis Information (Case Level)

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**Filed Use:** No

**Currently Use:** Yes

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

---

## Current Owner(s) Information

---

**Owner Name:** ATHLETA, INC.

**Owner Address:** 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** DELAWARE

---

## Attorney/Correspondence Information

---

**Attorney of Record****Attorney Name:** Julia Kripke**Attorney Primary Email Address:** [ip@gap.com](mailto:ip@gap.com)**Attorney Email Authorized:** Yes**Correspondent****Correspondent Name/Address:** Julia Kripke  
The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES**Phone:** 415-427-5575**Fax:** 415-427-2166**Correspondent e-mail:** [ip@gap.com](mailto:ip@gap.com)**Correspondent e-mail Authorized:** Yes**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 17, 2013	NOTICE OF SUIT	
Jan. 22, 2013	NOTICE OF SUIT	
Jun. 09, 2011	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	76293
Jun. 09, 2011	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jun. 03, 2011	TEAS SECTION 8 & 9 RECEIVED	
Nov. 06, 2008	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Nov. 06, 2008	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Oct. 20, 2008	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 20, 2008	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Nov. 10, 2007	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	76293
Nov. 07, 2007	ASSIGNED TO PARALEGAL	76293
Nov. 01, 2007	TEAS SECTION 8 & 15 RECEIVED	
Oct. 30, 2007	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 30, 2007	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 02, 2007	CASE FILE IN TICRS	
Feb. 14, 2007	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
Feb. 14, 2007	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
Aug. 07, 2001	REGISTERED-PRINCIPAL REGISTER	
May 15, 2001	PUBLISHED FOR OPPOSITION	
May 02, 2001	NOTICE OF PUBLICATION	
Dec. 04, 2000	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 01, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Apr. 20, 2000	NON-FINAL ACTION MAILED	
Feb. 29, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 31, 1999	NON-FINAL ACTION MAILED	
Aug. 26, 1999	ASSIGNED TO EXAMINER	70729
Aug. 23, 1999	ASSIGNED TO EXAMINER	59959

**Maintenance Filings or Post Registration Information****Affidavit of Continued Use:** Section 8 - Accepted**Affidavit of** Section 15 - Accepted

Incontestability:

Renewal Date: Aug. 07, 2011

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Jun. 09, 2011

## Assignment Abstract Of Title Information

### Summary

Total Assignments: 4

Registrant: ATHLETA CORPORATION

### Assignment 1 of 4

Conveyance: CORRECT RECORDATION AT REL 1890, FRAME 0180

Reel/Frame: [2076/0458](#)

Pages: 6

Date Recorded: Oct. 15, 1999

Supporting Documents: [assignment-tm-2076-0458.pdf](#)

### Assignor

Name: [ATHLETA LLC](#)

Execution Date: Mar. 16, 1999

Legal Entity Type: LIMITED LIABILITY COMPANY

State or Country Where  
Organized: CALIFORNIA

### Assignee

Name: [ATHLETA CORPORATION](#)

Legal Entity Type: CORPORATION

State or Country Where  
Organized: CALIFORNIA

Address: 1610 CORPORATE CIRCLE  
PEMLAMN, CALIFORNIA 94954

### Correspondent

Correspondent Name: HYNAC & ASSOCIATES, PC

Correspondent Address: MICHAEL J. HYNAC  
812 S. COURTHOUSE ROAD  
ARLINGTON, VA 22204

### Domestic Representative - Not Found

### Assignment 2 of 4

Conveyance: CORRECTIVE ASSIGNMENT TO CORRECT THE ASSIGNEE AND ASSIGNOR PREVIOUSLY RECORDED AT REEL 1890 FRAME 0180.

Reel/Frame: [2093/0665](#)

Pages: 7

Date Recorded: Jun. 28, 2000

Supporting Documents: [assignment-tm-2093-0665.pdf](#)

### Assignor

Name: [ATHLETA LLC](#)

Execution Date: Mar. 16, 1999

Legal Entity Type: CALIFORNIA LIMITED LIABILITY COMPANY

State or Country Where  
Organized: No Place Where Organized Found

### Assignee

Name: [ATHLETA CORPORATION](#)

Legal Entity Type: CORPORATION

State or Country Where  
Organized: CALIFORNIA

Address: 1610 CORPORATE CIRCLE  
PETULAMA, CALIFORNIA 94954

### Correspondent

Correspondent Name: HYNAC & ASSOCIATES, PC

Correspondent Address: MICHAEL J. HYNAC  
812 S. COURTHOUSE ROAD  
ARLINGTON, VA 22204

### Domestic Representative - Not Found

### Assignment 3 of 4

Conveyance: SECURITY INTEREST

Reel/Frame: [2922/0710](#)

Pages: 18

Date Recorded: Aug. 25, 2004

Supporting Documents: [assignment-tm-2922-0710.pdf](#)

<b>Assignor</b>	
<b>Name:</b> <a href="#">ATHLETA CORPORATION</a>	<b>Execution Date:</b> Jul. 12, 2004
<b>Legal Entity Type:</b> CORPORATION	<b>State or Country Where Organized:</b> CALIFORNIA
<b>Assignee</b>	
<b>Name:</b> <a href="#">RICHMOND I, LLC</a>	<b>State or Country Where Organized:</b> DELAWARE
<b>Address:</b> 10563 BRUNSWICK ROAD, STE. 7 GRASS VALLEY,, CALIFORNIA 95945	
<b>Correspondent</b>	
<b>Correspondent Name:</b> INNA TSIMERMAN, SEYFARTH SHAW LLP	
<b>Correspondent Address:</b> 55 E. MONROE STREET SUITE 4300 CHICAGO, IL 60603	

<b>Domestic Representative - Not Found</b>	
<b>Assignment 4 of 4</b>	
<b>Conveyance:</b> ASSIGNS THE ENTIRE INTEREST	
<b>Reel/Frame:</b> <a href="#">3246/0571</a>	<b>Pages:</b> 4
<b>Date Recorded:</b> Feb. 10, 2006	
<b>Supporting Documents:</b> <a href="#">assignment-tm-3246-0571.pdf</a>	

<b>Assignor</b>	
<b>Name:</b> <a href="#">ATHLETA CORPORATION</a>	<b>Execution Date:</b> Jan. 12, 2006
<b>Legal Entity Type:</b> A CALIFORNIA CORPORATION	<b>State or Country Where Organized:</b> No Place Where Organized Found
<b>Assignee</b>	
<b>Name:</b> <a href="#">ATHLETA, INC.</a>	<b>State or Country Where Organized:</b> No Place Where Organized Found
<b>Legal Entity Type:</b> A DELAWARE CORPORATION	
<b>Address:</b> 1622 CORPORATE CIRCLE PETALUMA, CALIFORNIA 94954	
<b>Correspondent</b>	
<b>Correspondent Name:</b> MARY L. SHAPIRO, ESQ.	
<b>Correspondent Address:</b> TOWNSEND AND TOWNSEND AND CREW LLP TWO EMBARCADERO CENTER, 8TH FLOOR SAN FRANCISCO, CA 94111	

<b>Domestic Representative - Not Found</b>
--

## Proceedings

<b>Summary</b>	
<b>Number of Proceedings:</b> 1	
<b>Type of Proceeding: Opposition</b>	
<b>Proceeding Number:</b> <a href="#">91212884</a>	<b>Filing Date:</b> Oct 09, 2013
<b>Status:</b> Terminated	<b>Status Date:</b> Feb 26, 2014
<b>Interlocutory Attorney:</b> ANDREW P BAXLEY	
<b>Defendant</b>	
<b>Name:</b> Arbab Mazumdar	
<b>Correspondent Address:</b> ARBAB MAZUMDAR 1234 WILSHIRE BOULEVARD, APT 503 LOS ANGELES CA , 90017 UNITED STATES	
<b>Correspondent e-mail:</b> <a href="mailto:arbab.mazumdar@gmail.com">arbab.mazumdar@gmail.com</a>	

<b>Associated marks</b>			
<b>Mark</b>	<b>Application Status</b>	<b>Serial Number</b>	<b>Registration Number</b>
Y ATHLETICA	Abandoned - After Inter-Partes Decision	<a href="#">85820986</a>	
<b>Plaintiff(s)</b>			
<b>Name:</b> Athleta, Inc.			
<b>Correspondent Address:</b> JAMES D WEINBERGER FROSS ZELNICK LEHRMAN & ZISSU PC			

866 UNITED NATIONS PLAZA, 6TH FLOOR  
NEW YORK NY , 10017  
UNITED STATES

Correspondent e-mail: [jweinberger@frosszelnick.com](mailto:jweinberger@frosszelnick.com) , [jinsley-pruitt@frosszelnick.com](mailto:jinsley-pruitt@frosszelnick.com)

Associated marks			
Mark	Application Status	Serial Number	Registration Number
ATHLETA	Registered	<a href="#">76979107</a>	<a href="#">3931215</a>
ATHLETA	Registered	<a href="#">76692908</a>	<a href="#">3931195</a>
ATHLETA	Renewed	<a href="#">75649575</a>	<a href="#">2474894</a>
ATHLETA	Registered	<a href="#">76692907</a>	<a href="#">4202561</a>
ATHLETA	Registered	<a href="#">76692910</a>	<a href="#">4268407</a>
ATHLETA	Registered	<a href="#">77025354</a>	<a href="#">3931221</a>
ATHLETA	Registered	<a href="#">85840311</a>	<a href="#">4372624</a>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 09, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 09, 2013	Nov 18, 2013
3	PENDING, INSTITUTED	Oct 09, 2013	
4	D MOT FOR EXT W/ CONSENT	Nov 18, 2013	
5	EXTENSION OF TIME GRANTED	Nov 18, 2013	
6	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 17, 2013	
7	SUSPENDED	Dec 17, 2013	
8	W/DRAW OF APPLICATION W/O CONSENT	Feb 21, 2014	
9	BD DECISION: SUSTAINED	Feb 26, 2014	
10	TERMINATED	Feb 26, 2014	

Generated on: This page was generated by TSDR on 2014-09-22 15:01:32 EDT

Mark: ATHLETA

**ATHLETA**

US Serial Number: 76692908  
US Registration Number: 3931195  
Register: Principal  
Mark Type: Trademark  
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.  
Status Date: Mar. 15, 2011  
Publication Date: Mar. 24, 2009  
Application Filing Date: Sep. 16, 2008  
Registration Date: Mar. 15, 2011  
Notice of Allowance Date: Jun. 16, 2009

## Mark Information

Mark Literal Elements: ATHLETA  
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.  
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 2427769, 2427933, 2474894

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: handbags; purses; backpacks; book bags; tote bags; messenger bags; all purpose sport bags; beach bags; duffel bags; general purpose bags for carrying yoga equipment

International Class(es): 018 - Primary Class

U.S Class(es): 001, 002, 003, 022, 041

Class Status: ACTIVE

Basis: 1(a)

First Use: Jan. 01, 2010

Use in Commerce: Jan. 01, 2010

## Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: Athleta, Inc.  
Owner Address: 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES  
Legal Entity Type: CORPORATION  
State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Julia Kripke  
Attorney Primary Email Address: [jp@gap.com](mailto:jp@gap.com)  
Attorney Email Authorized: Yes

**Correspondent**

**Correspondent Name/Address:** Julia Kripke  
The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

**Phone:** 415-427-5575

**Fax:** 415-427-2166

**Correspondent e-mail:** [jp@gap.com](mailto:jp@gap.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 15, 2011	REGISTERED-PRINCIPAL REGISTER	
Feb. 09, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 08, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	76568
Feb. 07, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 28, 2011	STATEMENT OF USE PROCESSING COMPLETE	66154
Jan. 20, 2011	USE AMENDMENT FILED	66154
Jan. 20, 2011	TEAS STATEMENT OF USE RECEIVED	
Dec. 20, 2010	ATTORNEY REVOKED AND/OR APPOINTED	
Dec. 20, 2010	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 21, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 18, 2010	EXTENSION 3 GRANTED	66154
Dec. 16, 2010	EXTENSION 3 FILED	66154
Dec. 16, 2010	TEAS EXTENSION RECEIVED	
Jun. 17, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 16, 2010	EXTENSION 2 GRANTED	66154
Jun. 15, 2010	EXTENSION 2 FILED	66154
Jun. 15, 2010	TEAS EXTENSION RECEIVED	
Jan. 27, 2010	EXTENSION 1 GRANTED	66154
Dec. 16, 2009	EXTENSION 1 FILED	66154
Jan. 27, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66154
Dec. 16, 2009	TEAS EXTENSION RECEIVED	
Jun. 25, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Jun. 25, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 16, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Mar. 24, 2009	PUBLISHED FOR OPPOSITION	
Mar. 04, 2009	NOTICE OF PUBLICATION	
Jan. 09, 2009	WITHDRAWN FROM PUB - OG REVIEW QUERY	61844
Dec. 30, 2008	LAW OFFICE PUBLICATION REVIEW COMPLETED	76568
Dec. 30, 2008	ASSIGNED TO LIE	76568
Dec. 17, 2008	APPROVED FOR PUB - PRINCIPAL REGISTER	
Dec. 17, 2008	ASSIGNED TO EXAMINER	81091
Sep. 30, 2008	APPLICATION FILING RECEIPT MAILED	
Sep. 25, 2008	NEW APPLICATION ENTERED IN TRAM	

**TM Staff and Location Information**

## TM Staff Information - None

## File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 08, 2011

## Proceedings

### Summary

Number of Proceedings: 1

### Type of Proceeding: Opposition

Proceeding Number: [91212884](#)

Filing Date: Oct 09, 2013

Status: Terminated

Status Date: Feb 26, 2014

Interlocutory Attorney: ANDREW P BAXLEY

### Defendant

Name: Arbab Mazumdar

Correspondent Address: ARBAB MAZUMDAR  
1234 WILSHIRE BOULEVARD, APT 503  
LOS ANGELES CA , 90017  
UNITED STATES

Correspondent e-mail: [arbab.mazumdar@gmail.com](mailto:arbab.mazumdar@gmail.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
Y ATHLETICA	Abandoned - After Inter-Partes Decision	<a href="#">85820986</a>	
Plaintiff(s)			

Name: Athleta, Inc.

Correspondent Address: JAMES D WEINBERGER  
FROSS ZELNICK LEHRMAN & ZISSU PC  
866 UNITED NATIONS PLAZA, 6TH FLOOR  
NEW YORK NY , 10017  
UNITED STATES

Correspondent e-mail: [jweinberger@frosszelnick.com](mailto:jweinberger@frosszelnick.com) , [jinsley-pruitt@frosszelnick.com](mailto:jinsley-pruitt@frosszelnick.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
ATHLETA	Registered	<a href="#">76979107</a>	<a href="#">3931215</a>
ATHLETA	Registered	<a href="#">76692908</a>	<a href="#">3931195</a>
ATHLETA	Renewed	<a href="#">75649575</a>	<a href="#">2474894</a>
ATHLETA	Registered	<a href="#">76692907</a>	<a href="#">4202561</a>
ATHLETA	Registered	<a href="#">76692910</a>	<a href="#">4268407</a>
ATHLETA	Registered	<a href="#">77025354</a>	<a href="#">3931221</a>
ATHLETA	Registered	<a href="#">85840311</a>	<a href="#">4372624</a>

### Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 09, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 09, 2013	Nov 18, 2013
3	PENDING, INSTITUTED	Oct 09, 2013	
4	D MOT FOR EXT W/ CONSENT	Nov 18, 2013	
5	EXTENSION OF TIME GRANTED	Nov 18, 2013	
6	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 17, 2013	
7	SUSPENDED	Dec 17, 2013	
8	W/DRAW OF APPLICATION W/O CONSENT	Feb 21, 2014	
9	BD DECISION: SUSTAINED	Feb 26, 2014	
10	TERMINATED	Feb 26, 2014	

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Mark: ATHLETA

**ATHLETA**

US Serial Number: 76979107      Application Filing Date: Sep. 16, 2008  
US Registration Number: 3931215      Registration Date: Mar. 15, 2011  
Register: Principal  
Mark Type: Trademark  
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.  
Status Date: Mar. 15, 2011  
Publication Date: Aug. 25, 2009      Notice of Allowance Date: Nov. 17, 2009

## Mark Information

Mark Literal Elements: ATHLETA  
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.  
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 2427769, 2427933, 2474894, 76692907  
Child Of: 76692907

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*...\* identify additional (new) wording in the goods/services.

For: Personal exercise mats  
International Class(es): 028 - Primary Class      U.S Class(es): 022, 023, 038, 050  
Class Status: ACTIVE  
Basis: 1(a)  
First Use: Aug. 04, 2010      Use in Commerce: Aug. 04, 2010

## Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: Athleta, Inc.  
Owner Address: 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES  
Legal Entity Type: CORPORATION      State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Julia Kripke  
Attorney Primary Email [jp@gap.com](mailto:jp@gap.com)      Attorney Email Yes

Address:

Authorized:

## Correspondent

**Correspondent Name/Address:** Julia Kripke  
The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

Phone: 415-427-5575

Fax: 415-427-2166

Correspondent e-mail: [ip@gap.com](mailto:ip@gap.com)

Correspondent e-mail Yes

Authorized:

## Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 15, 2011	REGISTERED-PRINCIPAL REGISTER	
Feb. 05, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 04, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	66213
Feb. 04, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 29, 2011	NOTICE OF DIVIDED TRADEMARK APPLICATION MAILED	
Jan. 25, 2011	STATEMENT OF USE PROCESSING COMPLETE	61813
Jan. 10, 2011	USE AMENDMENT FILED	61813
Jan. 25, 2011	DIVISIONAL PROCESSING COMPLETE	
Jan. 10, 2011	DIVISIONAL REQUEST RECEIVED	
Jan. 10, 2011	TEAS REQUEST TO DIVIDE RECEIVED	
Jan. 10, 2011	TEAS STATEMENT OF USE RECEIVED	
Dec. 20, 2010	ATTORNEY REVOKED AND/OR APPOINTED	
Dec. 20, 2010	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 03, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 02, 2010	EXTENSION 2 GRANTED	61813
Nov. 17, 2010	EXTENSION 2 FILED	61813
Nov. 17, 2010	TEAS EXTENSION RECEIVED	
Feb. 17, 2010	EXTENSION 1 GRANTED	61813
Jan. 14, 2010	EXTENSION 1 FILED	61813
Feb. 17, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813
Jan. 14, 2010	TEAS EXTENSION RECEIVED	
Nov. 17, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 25, 2009	PUBLISHED FOR OPPOSITION	
Aug. 05, 2009	NOTICE OF PUBLICATION	
Jul. 22, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Jul. 22, 2009	ASSIGNED TO LIE	66213
Jul. 14, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 12, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Jun. 12, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 13, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 12, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 12, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 18, 2008	NON-FINAL ACTION MAILED	

Dec. 17, 2008	NON-FINAL ACTION WRITTEN	81091
Dec. 17, 2008	ASSIGNED TO EXAMINER	81091
Sep. 30, 2008	APPLICATION FILING RECEIPT MAILED	
Sep. 25, 2008	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 04, 2011

## Proceedings

### Summary

Number of Proceedings: 1

### Type of Proceeding: Opposition

Proceeding Number: [91212884](#)

Filing Date: Oct 09, 2013

Status: Terminated

Status Date: Feb 26, 2014

Interlocutory Attorney: ANDREW P BAXLEY

### Defendant

Name: Arbab Mazumdar

Correspondent Address: ARBAB MAZUMDAR  
1234 WILSHIRE BOULEVARD, APT 503  
LOS ANGELES CA , 90017  
UNITED STATES

Correspondent e-mail: [arbab.mazumdar@gmail.com](mailto:arbab.mazumdar@gmail.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
Y ATHLETICA	Abandoned - After Inter-Partes Decision	<a href="#">85820986</a>	

### Plaintiff(s)

Name: Athleta, Inc.

Correspondent Address: JAMES D WEINBERGER  
FROSS ZELNICK LEHRMAN & ZISSU PC  
866 UNITED NATIONS PLAZA, 6TH FLOOR  
NEW YORK NY , 10017  
UNITED STATES

Correspondent e-mail: [jweinberger@frosszelnick.com](mailto:jweinberger@frosszelnick.com) , [jinsley-pruitt@frosszelnick.com](mailto:jinsley-pruitt@frosszelnick.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
ATHLETA	Registered	<a href="#">76979107</a>	<a href="#">3931215</a>
ATHLETA	Registered	<a href="#">76692908</a>	<a href="#">3931195</a>
ATHLETA	Renewed	<a href="#">75649575</a>	<a href="#">2474894</a>
ATHLETA	Registered	<a href="#">76692907</a>	<a href="#">4202561</a>
ATHLETA	Registered	<a href="#">76692910</a>	<a href="#">4268407</a>
ATHLETA	Registered	<a href="#">77025354</a>	<a href="#">3931221</a>
ATHLETA	Registered	<a href="#">85840311</a>	<a href="#">4372624</a>

### Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 09, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 09, 2013	Nov 18, 2013
3	PENDING, INSTITUTED	Oct 09, 2013	
4	D MOT FOR EXT W/ CONSENT	Nov 18, 2013	
5	EXTENSION OF TIME GRANTED	Nov 18, 2013	
6	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 17, 2013	
7	SUSPENDED	Dec 17, 2013	

8	W/DRAW OF APPLICATION W/O CONSENT	Feb 21, 2014
9	BD DECISION: SUSTAINED	Feb 26, 2014
10	TERMINATED	Feb 26, 2014

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Mark: ATHLETA

ATHLETA

US Serial Number: 77025354  
US Registration Number: 3931221  
Register: Principal  
Mark Type: Service Mark  
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.  
Status Date: Mar. 15, 2011  
Publication Date: Jun. 05, 2007  
Application Filing Date: Oct. 19, 2006  
Registration Date: Mar. 15, 2011  
Notice of Allowance Date: Aug. 28, 2007

## Mark Information

Mark Literal Elements: ATHLETA  
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.  
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks "\*" identify additional (new) wording in the goods/services.

For: Retail store services in the field of athletic apparel, athletic accessories, athletic equipment, sportswear, clothing, namely, tops, t-shirts, shirts, blouses, bottoms, shorts, pants, jackets, sweaters, shorts, vests, bras, swimwear, and underwear; headwear; footwear, headwear, athletic bags, tote bags, sports bags, backpacks, duffle bags and all-purpose carrying bags

International Class(es): 035 - Primary Class

U.S Class(es): 100, 101, 102

Class Status: ACTIVE

Basis: 1(a)

First Use: May 01, 1998

Use in Commerce: May 01, 1998

## Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: Athleta, Inc.  
Owner Address: 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES  
Legal Entity Type: CORPORATION  
State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Julia Kripke  
Attorney Primary Email Address: [jp@gap.com](mailto:jp@gap.com)  
Attorney Email Authorized: Yes

### Correspondent

Correspondent: Julia Kripke

**Name/Address:** The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

**Phone:** 415-427-5575

**Fax:** 415-427-2166

**Correspondent e-mail:** [jp@gap.com](mailto:jp@gap.com)

**Correspondent e-mail** Yes  
**Authorized:**

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 15, 2011	REGISTERED-PRINCIPAL REGISTER	
Feb. 11, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Feb. 10, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	68171
Feb. 10, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jan. 19, 2011	TEAS/EMAIL CORRESPONDENCE ENTERED	68171
Jan. 19, 2011	CORRESPONDENCE RECEIVED IN LAW OFFICE	68171
Jan. 19, 2011	ASSIGNED TO LIE	68171
Jan. 18, 2011	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 20, 2010	ATTORNEY REVOKED AND/OR APPOINTED	
Dec. 20, 2010	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Sep. 24, 2010	NOTIFICATION OF NON-FINAL ACTION E-MAILED	
Sep. 24, 2010	NON-FINAL ACTION E-MAILED	
Sep. 24, 2010	SU - NON-FINAL ACTION - WRITTEN	77300
Sep. 03, 2010	STATEMENT OF USE PROCESSING COMPLETE	76874
Aug. 18, 2010	USE AMENDMENT FILED	76874
Aug. 18, 2010	TEAS STATEMENT OF USE RECEIVED	
Jan. 19, 2010	EXTENSION 5 GRANTED	76874
Jan. 12, 2010	EXTENSION 5 FILED	76874
Jan. 12, 2010	TEAS EXTENSION RECEIVED	
Aug. 21, 2009	EXTENSION 4 GRANTED	76874
Aug. 18, 2009	EXTENSION 4 FILED	76874
Aug. 18, 2009	TEAS EXTENSION RECEIVED	
Aug. 12, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Aug. 12, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Mar. 11, 2009	EXTENSION 3 GRANTED	76874
Feb. 24, 2009	EXTENSION 3 FILED	76874
Mar. 11, 2009	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76874
Feb. 24, 2009	TEAS EXTENSION RECEIVED	
Oct. 20, 2008	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 20, 2008	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Aug. 28, 2008	EXTENSION 2 GRANTED	98765
Aug. 28, 2008	EXTENSION 2 FILED	98765
Aug. 28, 2008	TEAS EXTENSION RECEIVED	
Feb. 28, 2008	EXTENSION 1 GRANTED	98765
Feb. 28, 2008	EXTENSION 1 FILED	98765
Feb. 28, 2008	TEAS EXTENSION RECEIVED	

Aug. 28, 2007	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Jun. 05, 2007	PUBLISHED FOR OPPOSITION	
May 16, 2007	NOTICE OF PUBLICATION	
Apr. 03, 2007	LAW OFFICE PUBLICATION REVIEW COMPLETED	78413
Apr. 03, 2007	ASSIGNED TO LIE	78413
Mar. 11, 2007	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 04, 2007	ASSIGNED TO EXAMINER	77300
Oct. 25, 2006	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Feb. 10, 2011

## Proceedings

### Summary

Number of Proceedings: 1

### Type of Proceeding: Opposition

Proceeding Number: [91212884](#)

Filing Date: Oct 09, 2013

Status: Terminated

Status Date: Feb 26, 2014

Interlocutory Attorney: ANDREW P BAXLEY

#### Defendant

Name: Arbab Mazumdar

Correspondent Address: ARBAB MAZUMDAR  
1234 WILSHIRE BOULEVARD, APT 503  
LOS ANGELES CA , 90017  
UNITED STATES

Correspondent e-mail: [arbab.mazumdar@gmail.com](mailto:arbab.mazumdar@gmail.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
Y ATHLETICA	Abandoned - After Inter-Partes Decision	<a href="#">85820986</a>	

#### Plaintiff(s)

Name: Athleta, Inc.

Correspondent Address: JAMES D WEINBERGER  
FROSS ZELNICK LEHRMAN & ZISSU PC  
866 UNITED NATIONS PLAZA, 6TH FLOOR  
NEW YORK NY , 10017  
UNITED STATES

Correspondent e-mail: [jweinberger@frosszelnick.com](mailto:jweinberger@frosszelnick.com) , [jinsley-pruitt@frosszelnick.com](mailto:jinsley-pruitt@frosszelnick.com)

#### Associated marks

Mark	Application Status	Serial Number	Registration Number
ATHLETA	Registered	<a href="#">76979107</a>	<a href="#">3931215</a>
ATHLETA	Registered	<a href="#">76692908</a>	<a href="#">3931195</a>
ATHLETA	Renewed	<a href="#">75649575</a>	<a href="#">2474894</a>
ATHLETA	Registered	<a href="#">76692907</a>	<a href="#">4202561</a>
ATHLETA	Registered	<a href="#">76692910</a>	<a href="#">4268407</a>
ATHLETA	Registered	<a href="#">77025354</a>	<a href="#">3931221</a>
ATHLETA	Registered	<a href="#">85840311</a>	<a href="#">4372624</a>

#### Prosecution History

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 09, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 09, 2013	Nov 18, 2013
3	PENDING, INSTITUTED	Oct 09, 2013	

4	D MOT FOR EXT W/ CONSENT	Nov 18, 2013
5	EXTENSION OF TIME GRANTED	Nov 18, 2013
6	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 17, 2013
7	SUSPENDED	Dec 17, 2013
8	W/DRAW OF APPLICATION W/O CONSENT	Feb 21, 2014
9	BD DECISION: SUSTAINED	Feb 26, 2014
10	TERMINATED	Feb 26, 2014

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Mark: ATHLETA

ATHLETA

US Serial Number: 77658574  
US Registration Number: 3971029  
Register: Principal  
Mark Type: Service Mark  
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.  
Status Date: May 31, 2011  
Publication Date: Oct. 26, 2010  
Application Filing Date: Jan. 28, 2009  
Registration Date: May 31, 2011  
Notice of Allowance Date: Feb. 22, 2011

## Mark Information

Mark Literal Elements: ATHLETA  
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.  
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 2427769, 2427933, 2474894

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*...\* identify additional (new) wording in the goods/services.

**For:** Advertising and marketing services, namely, issuing gift cards and gift certificates that may then be redeemed for goods; customer loyalty services and customer club services, for commercial, promotional and/or advertising purposes; retail store services featuring clothing, footwear, headwear, accessories, bags, athletic accessories and athletic equipment; On-line retail store services and mail order services featuring clothing, footwear, headwear, accessories, bags, athletic accessories and athletic equipment

International Class(es): 035 - Primary Class  
U.S Class(es): 100, 101, 102  
Class Status: ACTIVE  
Basis: 1(a)  
First Use: May 1998  
Use in Commerce: May 1998

## Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: Athleta, Inc.  
Owner Address: 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES  
Legal Entity Type: CORPORATION  
State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

Attorney of Record

**Attorney Name:** Julia Kripke

**Attorney Primary Email Address:** [jp@gap.com](mailto:jp@gap.com)

**Attorney Email Authorized:** Yes

**Correspondent**

**Correspondent Name/Address:** Julia Kripke  
The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

**Phone:** 415-427-5575

**Fax:** 415-427-2166

**Correspondent e-mail:** [jp@gap.com](mailto:jp@gap.com)

**Correspondent e-mail Authorized:** Yes

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
May 31, 2011	REGISTERED-PRINCIPAL REGISTER	
Apr. 28, 2011	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Apr. 27, 2011	LAW OFFICE REGISTRATION REVIEW COMPLETED	68171
Apr. 27, 2011	ASSIGNED TO LIE	68171
Apr. 25, 2011	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 30, 2011	STATEMENT OF USE PROCESSING COMPLETE	71034
Mar. 23, 2011	USE AMENDMENT FILED	71034
Mar. 30, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	71034
Mar. 23, 2011	TEAS STATEMENT OF USE RECEIVED	
Feb. 22, 2011	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Jan. 10, 2011	EXTENSION OF TIME TO OPPOSE PROCESS - TERMINATED	
Dec. 20, 2010	ATTORNEY REVOKED AND/OR APPOINTED	
Dec. 20, 2010	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Nov. 22, 2010	EXTENSION OF TIME TO OPPOSE RECEIVED	
Oct. 26, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Oct. 26, 2010	PUBLISHED FOR OPPOSITION	
Sep. 17, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Sep. 17, 2010	ASSIGNED TO LIE	68552
Sep. 09, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 09, 2010	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Sep. 08, 2010	CASE RETURNED TO EXAMINATION	69302
Sep. 08, 2010	NOTICE OF ALLOWANCE CANCELLED	69302
Mar. 09, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 15, 2009	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 15, 2009	PUBLISHED FOR OPPOSITION	
Nov. 06, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	69350
Nov. 06, 2009	ASSIGNED TO LIE	69350
Oct. 23, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 20, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 20, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 14, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Oct. 13, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889

Oct. 13, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 16, 2009	NON-FINAL ACTION MAILED	
Apr. 15, 2009	NON-FINAL ACTION WRITTEN	69800
Apr. 11, 2009	ASSIGNED TO EXAMINER	69800
Feb. 02, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 31, 2009	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Apr. 27, 2011

## Proceedings

### Summary

**Number of Proceedings:** 1

### Type of Proceeding: Extension of Time

**Proceeding Number:** [77658574](#)

**Filing Date:** Nov 22, 2010

**Status:** Terminated

**Status Date:** Jan 10, 2011

**Interlocutory Attorney:**

### Defendant

**Name:** Athleta, Inc.

**Correspondent Address:** FRANK GOLDBERG  
GAP INC. LEGAL  
2 FOLSOM STREET 13TH FLOOR  
SAN FRANCISCO CA , 94105  
UNITED STATES

### Associated marks

Mark	Application Status	Serial Number	Registration Number
ATHLETA	Registered	<a href="#">77658574</a>	<a href="#">3971029</a>

### Potential Opposer(s)

**Name:** Pitbull Clothing Company, Inc.

**Correspondent Address:** J. Alison Grabell  
Ezra Brutzkus Gubner LLP  
21650 Oxnard Street Suite 500  
Woodland Hills CA , 91367  
UNITED STATES

**Correspondent e-mail:** [agrabell@ebg-law.com](mailto:agrabell@ebg-law.com)

### Prosecution History

Entry Number	History Text	Date	Due Date
1	INCOMING - EXT TIME TO OPPOSE FILED	Nov 22, 2010	
2	EXTENSION OF TIME GRANTED	Nov 22, 2010	

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Mark: ATHLETA

**ATHLETA**

US Serial Number: 76692907      Application Filing Date: Sep. 16, 2008  
US Registration Number: 4202561      Registration Date: Sep. 04, 2012  
Register: Principal  
Mark Type: Trademark  
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.  
Status Date: Sep. 04, 2012  
Publication Date: Aug. 25, 2009      Notice of Allowance Date: Nov. 17, 2009

## Mark Information

Mark Literal Elements: ATHLETA  
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.  
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 2427769, 2427933, 2474894, 76979107  
Parent Of: 76979107

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*...\* identify additional (new) wording in the goods/services.

For: bags and cases specially adapted for sports equipment  
International Class(es): 028 - Primary Class      U.S Class(es): 022, 023, 038, 050  
Class Status: ACTIVE  
Basis: 1(a)  
First Use: Aug. 31, 2007      Use in Commerce: Aug. 31, 2007

## Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: Athleta, Inc.  
Owner Address: 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES  
Legal Entity Type: CORPORATION      State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Julia Kripke  
Attorney Primary Email [jp@gap.com](mailto:jp@gap.com)      Attorney Email Yes

Address:

Authorized:

## Correspondent

**Correspondent Name/Address:** Julia Kripke  
The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

Phone: 415-427-5575

Fax: 415-427-2166

Correspondent e-mail: [ip@gap.com](mailto:ip@gap.com)

Correspondent e-mail Yes

Authorized:

## Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Sep. 04, 2012	REGISTERED-PRINCIPAL REGISTER	
Aug. 02, 2012	NOTICE OF ACCEPTANCE OF STATEMENT OF USE E-MAILED	
Aug. 01, 2012	LAW OFFICE REGISTRATION REVIEW COMPLETED	66213
Jul. 30, 2012	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Jul. 08, 2012	STATEMENT OF USE PROCESSING COMPLETE	61813
Jun. 27, 2012	USE AMENDMENT FILED	61813
Jun. 27, 2012	TEAS STATEMENT OF USE RECEIVED	
Jun. 01, 2012	ASSIGNED TO EXAMINER	73370
May 22, 2012	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
May 21, 2012	EXTENSION 5 GRANTED	61813
May 16, 2012	EXTENSION 5 FILED	61813
May 16, 2012	TEAS EXTENSION RECEIVED	
Oct. 15, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Oct. 14, 2011	EXTENSION 4 GRANTED	61813
Oct. 12, 2011	EXTENSION 4 FILED	61813
Oct. 12, 2011	TEAS EXTENSION RECEIVED	
Jan. 26, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jan. 26, 2011	CORRECTED NOA E-MAILED	
Jan. 25, 2011	EXTENSION 3 GRANTED	61813
Jan. 10, 2011	EXTENSION 3 FILED	61813
Jan. 25, 2011	DIVISIONAL PROCESSING COMPLETE	
Jan. 10, 2011	DIVISIONAL REQUEST RECEIVED	
Jan. 10, 2011	TEAS REQUEST TO DIVIDE RECEIVED	
Jan. 10, 2011	TEAS EXTENSION RECEIVED	
Dec. 20, 2010	ATTORNEY REVOKED AND/OR APPOINTED	
Dec. 20, 2010	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 03, 2010	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 02, 2010	EXTENSION 2 GRANTED	61813
Nov. 17, 2010	EXTENSION 2 FILED	61813
Nov. 17, 2010	TEAS EXTENSION RECEIVED	
Feb. 17, 2010	EXTENSION 1 GRANTED	61813
Jan. 14, 2010	EXTENSION 1 FILED	61813
Feb. 17, 2010	CASE ASSIGNED TO INTENT TO USE PARALEGAL	61813

Jan. 14, 2010	TEAS EXTENSION RECEIVED	
Nov. 17, 2009	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 25, 2009	PUBLISHED FOR OPPOSITION	
Aug. 05, 2009	NOTICE OF PUBLICATION	
Jul. 22, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	66213
Jul. 22, 2009	ASSIGNED TO LIE	66213
Jul. 14, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 12, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Jun. 12, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jun. 13, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Jun. 12, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Jun. 12, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Dec. 18, 2008	NON-FINAL ACTION MAILED	
Dec. 17, 2008	NON-FINAL ACTION WRITTEN	81091
Dec. 17, 2008	ASSIGNED TO EXAMINER	81091
Sep. 30, 2008	APPLICATION FILING RECEIPT MAILED	
Sep. 25, 2008	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

### TM Staff Information - None

#### File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Aug. 01, 2012

## Proceedings

### Summary

**Number of Proceedings:** 1

### Type of Proceeding: Opposition

**Proceeding Number:** [91212884](#)

**Filing Date:** Oct 09, 2013

**Status:** Terminated

**Status Date:** Feb 26, 2014

**Interlocutory Attorney:** ANDREW P BAXLEY

### Defendant

**Name:** Arbab Mazumdar

**Correspondent Address:** ARBAB MAZUMDAR  
1234 WILSHIRE BOULEVARD, APT 503  
LOS ANGELES CA , 90017  
UNITED STATES

**Correspondent e-mail:** [arbab.mazumdar@gmail.com](mailto:arbab.mazumdar@gmail.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
Y ATHLETICA	Abandoned - After Inter-Partes Decision	<a href="#">85820986</a>	

### Plaintiff(s)

**Name:** Athleta, Inc.

**Correspondent Address:** JAMES D WEINBERGER  
FROSS ZELNICK LEHRMAN & ZISSU PC  
866 UNITED NATIONS PLAZA, 6TH FLOOR  
NEW YORK NY , 10017  
UNITED STATES

**Correspondent e-mail:** [jweinberger@frosszelnick.com](mailto:jweinberger@frosszelnick.com) , [jinsley-pruitt@frosszelnick.com](mailto:jinsley-pruitt@frosszelnick.com)

### Associated marks

Mark	Application Status	Serial Number	Registration Number
ATHLETA	Registered	<a href="#">76979107</a>	<a href="#">3931215</a>
ATHLETA	Registered	<a href="#">76692908</a>	<a href="#">3931195</a>
ATHLETA	Renewed	<a href="#">75649575</a>	<a href="#">2474894</a>

ATHLETA	Registered	<a href="#">76692907</a>	<a href="#">4202561</a>
ATHLETA	Registered	<a href="#">76692910</a>	<a href="#">4268407</a>
ATHLETA	Registered	<a href="#">77025354</a>	<a href="#">3931221</a>
ATHLETA	Registered	<a href="#">85840311</a>	<a href="#">4372624</a>

Prosecution History			
Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 09, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 09, 2013	Nov 18, 2013
3	PENDING, INSTITUTED	Oct 09, 2013	
4	D MOT FOR EXT W/ CONSENT	Nov 18, 2013	
5	EXTENSION OF TIME GRANTED	Nov 18, 2013	
6	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 17, 2013	
7	SUSPENDED	Dec 17, 2013	
8	W/DRAW OF APPLICATION W/O CONSENT	Feb 21, 2014	
9	BD DECISION: SUSTAINED	Feb 26, 2014	
10	TERMINATED	Feb 26, 2014	

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Mark: ATHLETA

ATHLETA

US Serial Number: 85807343  
US Registration Number: 4372492  
Register: Principal  
Mark Type: Trademark  
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.  
Status Date: Jul. 23, 2013  
Publication Date: May 07, 2013  
Application Filing Date: Dec. 20, 2012  
Registration Date: Jul. 23, 2013

## Mark Information

Mark Literal Elements: ATHLETA  
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.  
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 2427769, 2427933 and others

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*...\* identify additional (new) wording in the goods/services.

For: Catalogs in the fields of clothing, shoes, hats, clothing accessories, hair accessories, bags, exercise equipment and water bottles  
International Class(es): 016 - Primary Class  
U.S Class(es): 002, 005, 022, 023, 029, 037, 038, 050  
Class Status: ACTIVE  
Basis: 1(a)  
First Use: Jul. 31, 1998  
Use in Commerce: Jul. 31, 1998

## Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: Athleta, Inc.  
Owner Address: 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES  
Legal Entity Type: CORPORATION  
State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Julia Kripke  
Attorney Primary Email: [ip@gap.com](mailto:ip@gap.com)  
Attorney Email: Yes

**Address:****Authorized:****Correspondent**

**Correspondent Name/Address:** Julia Kripke  
The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

**Phone:** 415-427-5575**Fax:** 415-427-2166**Correspondent e-mail:** [ip@gap.com](mailto:ip@gap.com)**Correspondent e-mail** Yes**Authorized:****Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul. 23, 2013	REGISTERED-PRINCIPAL REGISTER	
May 07, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 07, 2013	PUBLISHED FOR OPPOSITION	
Apr. 17, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 01, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Mar. 30, 2013	ASSIGNED TO LIE	68552
Mar. 16, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 06, 2013	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 06, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Mar. 06, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Mar. 06, 2013	EXAMINERS AMENDMENT -WRITTEN	78428
Mar. 06, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 06, 2013	NON-FINAL ACTION E-MAILED	6325
Mar. 06, 2013	NON-FINAL ACTION WRITTEN	78428
Feb. 26, 2013	ASSIGNED TO EXAMINER	78428
Jan. 08, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Dec. 24, 2012	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

**TM Staff Information - None****File Location****Current Location:** PUBLICATION AND ISSUE SECTION**Date in Location:** Jul. 23, 2013

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Mark: ATHLETA

ATHLETA

US Serial Number: 85840311  
US Registration Number: 4372624  
Register: Principal  
Mark Type: Trademark  
Status: Registered. The registration date is used to determine when post-registration maintenance documents are due.  
Status Date: Jul. 23, 2013  
Publication Date: May 07, 2013  
Application Filing Date: Feb. 04, 2013  
Registration Date: Jul. 23, 2013

## Mark Information

Mark Literal Elements: ATHLETA  
Standard Character Claim: Yes. The mark consists of standard characters without claim to any particular font style, size, or color.  
Mark Drawing Type: 4 - STANDARD CHARACTER MARK

## Related Properties Information

Claimed Ownership of US Registrations: 2427769, 2427933 and others

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*...\* identify additional (new) wording in the goods/services.

For: Hair accessories, namely, hair bands  
International Class(es): 026 - Primary Class  
U.S Class(es): 037, 039, 040, 042, 050  
Class Status: ACTIVE  
Basis: 1(a)  
First Use: Apr. 01, 2007  
Use in Commerce: Apr. 01, 2007

## Basis Information (Case Level)

Filed Use: Yes	Currently Use: Yes	Amended Use: No
Filed ITU: No	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: Athleta, Inc.  
Owner Address: 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES  
Legal Entity Type: CORPORATION  
State or Country Where Organized: DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Julia Kripke  
Attorney Primary Email [jp@gap.com](mailto:jp@gap.com)  
Attorney Email Yes

Address:

Authorized:

## Correspondent

**Correspondent Name/Address:** Julia Kripke  
The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

Phone: 415-427-5575

Fax: 415-427-2166

Correspondent e-mail: [ip@gap.com](mailto:ip@gap.com)

Correspondent e-mail Yes

Authorized:

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Jul. 23, 2013	REGISTERED-PRINCIPAL REGISTER	
May 07, 2013	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
May 07, 2013	PUBLISHED FOR OPPOSITION	
Apr. 17, 2013	NOTIFICATION OF NOTICE OF PUBLICATION E-MAILED	
Apr. 01, 2013	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Mar. 30, 2013	ASSIGNED TO LIE	68552
Mar. 16, 2013	APPROVED FOR PUB - PRINCIPAL REGISTER	
Mar. 06, 2013	EXAMINER'S AMENDMENT ENTERED	88888
Mar. 06, 2013	NOTIFICATION OF EXAMINERS AMENDMENT E-MAILED	6328
Mar. 06, 2013	EXAMINERS AMENDMENT E-MAILED	6328
Mar. 06, 2013	EXAMINERS AMENDMENT -WRITTEN	78428
Mar. 06, 2013	NOTIFICATION OF NON-FINAL ACTION E-MAILED	6325
Mar. 06, 2013	NON-FINAL ACTION E-MAILED	6325
Mar. 06, 2013	NON-FINAL ACTION WRITTEN	78428
Feb. 26, 2013	ASSIGNED TO EXAMINER	78428
Feb. 08, 2013	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Feb. 07, 2013	NEW APPLICATION ENTERED IN TRAM	

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: PUBLICATION AND ISSUE SECTION

Date in Location: Jul. 23, 2013

## Proceedings

### Summary

Number of Proceedings: 1

### Type of Proceeding: Opposition

Proceeding Number: [91212884](#)

Filing Date: Oct 09, 2013

Status: Terminated

Status Date: Feb 26, 2014

Interlocutory Attorney: ANDREW P BAXLEY

## Defendant

Name: Arbab Mazumdar

**Correspondent Address:** ARBAB MAZUMDAR  
1234 WILSHIRE BOULEVARD, APT 503  
LOS ANGELES CA , 90017  
UNITED STATES

Correspondent e-mail: [arbab.mazumdar@gmail.com](mailto:arbab.mazumdar@gmail.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
Y ATHLETICA	Abandoned - After Inter-Partes Decision	<a href="#">85820986</a>	
Plaintiff(s)			

Name: Athleta, Inc.

Correspondent Address: JAMES D WEINBERGER  
FROSS ZELNICK LEHRMAN & ZISSU PC  
866 UNITED NATIONS PLAZA, 6TH FLOOR  
NEW YORK NY , 10017  
UNITED STATES

Correspondent e-mail: [jweinberger@frosszelnick.com](mailto:jweinberger@frosszelnick.com) , [jinsley-pruitt@frosszelnick.com](mailto:jinsley-pruitt@frosszelnick.com)

**Associated marks**

Mark	Application Status	Serial Number	Registration Number
ATHLETA	Registered	<a href="#">76979107</a>	<a href="#">3931215</a>
ATHLETA	Registered	<a href="#">76692908</a>	<a href="#">3931195</a>
ATHLETA	Renewed	<a href="#">75649575</a>	<a href="#">2474894</a>
ATHLETA	Registered	<a href="#">76692907</a>	<a href="#">4202561</a>
ATHLETA	Registered	<a href="#">76692910</a>	<a href="#">4268407</a>
ATHLETA	Registered	<a href="#">77025354</a>	<a href="#">3931221</a>
ATHLETA	Registered	<a href="#">85840311</a>	<a href="#">4372624</a>

**Prosecution History**

Entry Number	History Text	Date	Due Date
1	FILED AND FEE	Oct 09, 2013	
2	NOTICE AND TRIAL DATES SENT; ANSWER DUE:	Oct 09, 2013	Nov 18, 2013
3	PENDING, INSTITUTED	Oct 09, 2013	
4	D MOT FOR EXT W/ CONSENT	Nov 18, 2013	
5	EXTENSION OF TIME GRANTED	Nov 18, 2013	
6	P MOT TO SUSP W/ CONSENT PEND SETTL NEGOTIATIONS	Dec 17, 2013	
7	SUSPENDED	Dec 17, 2013	
8	W/DRAW OF APPLICATION W/O CONSENT	Feb 21, 2014	
9	BD DECISION: SUSTAINED	Feb 26, 2014	
10	TERMINATED	Feb 26, 2014	

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**Mark:** ATHLETA

ATHLETA

**US Serial Number:** 77658509

**Application Filing Date:** Jan. 28, 2009

**US Registration Number:** 4445489

**Registration Date:** Dec. 10, 2013

**Register:** Principal

**Mark Type:** Trademark

**Status:** Registered. The registration date is used to determine when post-registration maintenance documents are due.

**Status Date:** Dec. 10, 2013

**Publication Date:** Oct. 26, 2010

## Mark Information

**Mark Literal Elements:** ATHLETA

**Standard Character Claim:** Yes. The mark consists of standard characters without claim to any particular font style, size, or color.

**Mark Drawing Type:** 4 - STANDARD CHARACTER MARK

## Related Properties Information

**Claimed Ownership of US Registrations:** 2427769, 2427933, 2474894

## Goods and Services

**Note:** The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis ((...)) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*...\* identify additional (new) wording in the goods/services.

**For:** Clothing, namely, tops, bottoms, skirts, jackets, vests, swimwear, hooded sweat shirts, dresses, tights, belts, gloves, loungewear, neckwear, undergarments, tennis wear; headwear

**International Class(es):** 025 - Primary Class

**U.S Class(es):** 022, 039

**Class Status:** ACTIVE

**Basis:** 1(a)

**First Use:** May 1998

**Use in Commerce:** May 1998

## Basis Information (Case Level)

**Filed Use:** Yes

**Currently Use:** Yes

**Amended Use:** No

**Filed ITU:** Yes

**Currently ITU:** No

**Amended ITU:** No

**Filed 44D:** No

**Currently 44D:** No

**Amended 44D:** No

**Filed 44E:** No

**Currently 44E:** No

**Amended 44E:** No

**Filed 66A:** No

**Currently 66A:** No

**Filed No Basis:** No

**Currently No Basis:** No

## Current Owner(s) Information

**Owner Name:** Athleta, Inc.

**Owner Address:** 2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

**Legal Entity Type:** CORPORATION

**State or Country Where Organized:** DELAWARE

## Attorney/Correspondence Information

### Attorney of Record

**Attorney Name:** Julia Kripke

Attorney Primary Email [ip@gap.com](mailto:ip@gap.com)  
Address:

Attorney Email Yes  
Authorized:

**Correspondent**

**Correspondent Name/Address:** Julia Kripke  
The Gap, Inc.  
2 Folsom Street  
San Francisco, CALIFORNIA 94105  
UNITED STATES

**Phone:** 415-427-5575

**Fax:** 415-427-2166

**Correspondent e-mail:** [ip@gap.com](mailto:ip@gap.com)

**Correspondent e-mail** Yes  
**Authorized:**

**Domestic Representative - Not Found**

## Prosecution History

Date	Description	Proceeding Number
May 06, 2014	APPLICANT/CORRESPONDENCE CHANGES (NON-RESPONSIVE) ENTERED	88888
May 06, 2014	TEAS CHANGE OF OWNER ADDRESS RECEIVED	
May 02, 2014	ATTORNEY REVOKED AND/OR APPOINTED	
May 02, 2014	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 10, 2013	REGISTERED-PRINCIPAL REGISTER	
Nov. 04, 2013	1(B) BASIS DELETED; PROCEED TO REGISTRATION	66230
Oct. 31, 2013	NOTICE OF ALLOWANCE CANCELLED	66230
Oct. 31, 2013	TEAS POST PUBLICATION AMENDMENT RECEIVED	
Jun. 11, 2013	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 10, 2013	EXTENSION 5 GRANTED	66230
May 09, 2013	EXTENSION 5 FILED	66230
Jun. 06, 2013	CASE ASSIGNED TO INTENT TO USE PARALEGAL	66230
Jun. 06, 2013	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76569
May 09, 2013	TEAS EXTENSION RECEIVED	
Dec. 22, 2012	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 21, 2012	EXTENSION 4 GRANTED	76985
Dec. 20, 2012	EXTENSION 4 FILED	76985
Dec. 20, 2012	TEAS EXTENSION RECEIVED	
Nov. 20, 2012	REQUEST TO DIVIDE UNTIMELY, REFUSED, OR WITHDRAWN	76985
Nov. 19, 2012	TEAS REQUEST TO DIVIDE RECEIVED	
Jun. 19, 2012	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Jun. 16, 2012	EXTENSION 3 GRANTED	76985
Jun. 14, 2012	EXTENSION 3 FILED	76985
Jun. 14, 2012	TEAS EXTENSION RECEIVED	
Dec. 03, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Dec. 02, 2011	EXTENSION 2 GRANTED	76985
Nov. 30, 2011	EXTENSION 2 FILED	76985
Nov. 30, 2011	TEAS EXTENSION RECEIVED	
Mar. 09, 2011	NOTICE OF APPROVAL OF EXTENSION REQUEST E-MAILED	
Mar. 08, 2011	EXTENSION 1 GRANTED	76985
Feb. 24, 2011	EXTENSION 1 FILED	76985
Mar. 08, 2011	CASE ASSIGNED TO INTENT TO USE PARALEGAL	76985
Feb. 24, 2011	TEAS EXTENSION RECEIVED	
Dec. 20, 2010	ATTORNEY REVOKED AND/OR APPOINTED	
Dec. 20, 2010	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Dec. 21, 2010	NOA E-MAILED - SOU REQUIRED FROM APPLICANT	
Oct. 26, 2010	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	

Oct. 26, 2010	PUBLISHED FOR OPPOSITION	
Sep. 17, 2010	LAW OFFICE PUBLICATION REVIEW COMPLETED	68552
Sep. 17, 2010	ASSIGNED TO LIE	68552
Sep. 09, 2010	APPROVED FOR PUB - PRINCIPAL REGISTER	
Sep. 09, 2010	PREVIOUS ALLOWANCE COUNT WITHDRAWN	
Sep. 08, 2010	CASE RETURNED TO EXAMINATION	69302
Sep. 08, 2010	NOTICE OF ALLOWANCE CANCELLED	69302
Mar. 09, 2010	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Dec. 15, 2009	OFFICIAL GAZETTE PUBLICATION CONFIRMATION E-MAILED	
Dec. 15, 2009	PUBLISHED FOR OPPOSITION	
Nov. 06, 2009	LAW OFFICE PUBLICATION REVIEW COMPLETED	69350
Nov. 06, 2009	ASSIGNED TO LIE	69350
Oct. 23, 2009	APPROVED FOR PUB - PRINCIPAL REGISTER	
Oct. 20, 2009	ATTORNEY REVOKED AND/OR APPOINTED	
Oct. 20, 2009	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 14, 2009	TEAS/EMAIL CORRESPONDENCE ENTERED	88889
Oct. 13, 2009	CORRESPONDENCE RECEIVED IN LAW OFFICE	88889
Oct. 13, 2009	TEAS RESPONSE TO OFFICE ACTION RECEIVED	
Apr. 14, 2009	NON-FINAL ACTION MAILED	
Apr. 14, 2009	NON-FINAL ACTION WRITTEN	69800
Apr. 11, 2009	ASSIGNED TO EXAMINER	69800
Feb. 02, 2009	NEW APPLICATION OFFICE SUPPLIED DATA ENTERED IN TRAM	
Jan. 31, 2009	NEW APPLICATION ENTERED IN TRAM	

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## TM Staff and Location Information

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TM Staff Information - None

File Location

**Current Location:** PUBLICATION AND ISSUE SECTION

**Date in Location:** Dec. 10, 2013

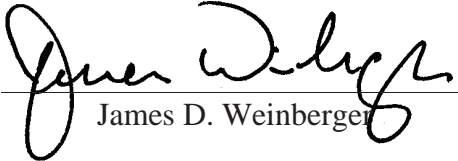
**CERTIFICATE OF SERVICE**

I hereby certify that on this 22nd day of September, 2014, I caused a true and correct copy of the foregoing NOTICE OF OPPOSITION to be sent by First Class Mail, postage pre-paid, in an envelope addressed to the correspondent of record:

David Sales  
26841 Calle Hermosa, Suite A  
Capistrano Beach, California 92624

with a courtesy copy to:

Victoria Newland  
The Law Offices of Victoria Newland, APC  
3460 Marron Road, Suite 103-356  
Oceanside, CA 92056

  
James D. Weinberger